



8-14-06

IFW

<b>TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b), 1.97(c), or 1.97(d)</b>			Attny. Docket No.  <b>2003B103/2</b>
<b>In Re Application of: Thomas R. VEARIEL, et al.</b>			
U.S. Serial No. <b>10/723,389</b>	Filing Date <b>November 25, 2003</b>	Examiner <b>Not Yet Assigned</b>	Group Art Unit <b>1732</b>

Address to:  
**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**37 CFR § 1.97(b)**

- ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

**37 CFR § 1.97(c)**

- ☐ The Information Disclosure Statement submitted herewith is being filed after three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); after three months of the date of entry of the national stage as set forth in § 1.491 in an international application; after the mailing of a first Office Action on the merits; or after the mailing of a first Office Action after the filing of a request for continued examination under § 1.114, but before the mailing date of:

1. a Final Action under § 1.113,
2. a Notice of Allowance under § 1.311, or
3. an action that otherwise closes prosecution in the application,

and is accompanied by either:

- ☐ the fee as set forth in § 1.17(p), or
- ☐ the following statement under § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

**37 CFR § 1.97(d)**

- ☐ The Information Disclosure Statement submitted herewith is being filed after a Final Action under § 1.113, a Notice of Allowance under § 1.311, or an action that otherwise closes prosecution in the application, but before, or simultaneously with, the payment of the issue fee. Submitted herewith is the fee as set forth in § 1.17(p) and the following statement under 37 CFR § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Applicant hereby request consideration of the Information Disclosure Statement, USPTO form 1449, submitted herewith.

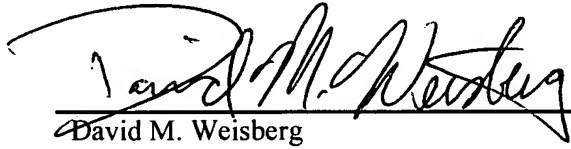
☒ Legible copies of references are enclosed where necessary.

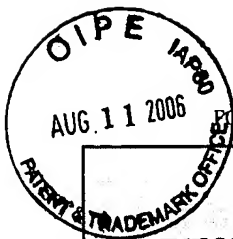
☐ This application is a:  
☐ Continuation / Divisional,  
☐ Continuation-in-Part,

of U.S.S.N. \_\_\_\_\_. Copies of the cited references are ☐ enclosed, where necessary; ☐ not enclosed. References are available in the parent application(s) if not enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account Number 05-1712. A duplicate copy of this form is enclosed.

8/11/06  
Date

  
\_\_\_\_\_  
David M. Weisberg  
Registration No. 57,636  
ExxonMobil Chemical Company  
Law Technology  
P.O. Box 2149  
Baytown, Texas 77522-2149  
(281) 834-0599 Voice  
(281) 834-2495 Facsimile

**SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT***(Use several sheets if necessary)*

ATTY. DOCKET NO.

2003B103/2

SERIAL NO.

10/723,389

APPLICANT

Thomas R. VEARIEL, et al.

FILING DATE

November 25, 2003

GROUP

1732

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	4,808,561	02/28/1989	Welborn, Jr.			
	AB	5,017,714	05/21/1991	Welborn, Jr.			
	AC	5,055,438	10/08/1991	Canich			
	AD	5,064,801	11/12/1991	Juntgen et al.			
	AE	5,124,418	06/23/1992	Welborn, Jr.			
	AF	5,153,157	10/06/1992	Hlatky et al.			
	AG	5,272,236	12/21/1993	Lai et al.			
	AH	5,278,272	01/11/1994	Lai et al.			
	AI	5,324,800	06/28/1994	Welborn, Jr. et al.			
	AJ	5,611,983	03/18/1997	Ma, et al.			
	AK	6,376,410	04/23/2002	Burkhardt et al.			
	AL	6,380,122	04/30/2002	Kuchta et al.			

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AM	EP 334 829	27.09.1989	Europe				
	AN	EP 630 996	28.12.1994	Europe				
	AO	EP 728,796	28.08.1996	Europe				
	AP	GB 755,738	08.29.1956	Great Britain				
	AQ	GB 990,273	04.28.1965	Great Britain				
	AR	GB 1 362 145	07.31.1974	Great Britain				
	AS	JP 4-100807	04.02.1992	Japan (Abstract)				
	AT	WO 96/11960	25.04.1996	PCT				
	AU	WO 96/11961	25.04.1996	PCT				
	AV	WO 01/72873	04.10.2001	PCT				
	AW	WO 01/98409	27.12.2001	PCT				

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next comment to applicant

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): T. Veariel, et. al.

Docket No.

2003B103/2

Application No.

10/723,389

Filing Date

November 25, 2003

Examiner

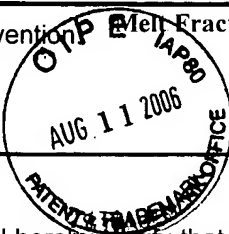
Mark Eashoo

Customer No.

23455

Group Art Unit

1732

Invention:  Mel Fracture Reduction

I hereby certify that the following correspondence:

Transmittal, Transmittal of IDS Statement, Form 1449 with (11) References and Return Postcard

*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 11, 2006*(Date)*Shannon M. Borom*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*EV804322285US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**



Doc

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

4+

Application Number

10/723,389

Filing Date

November 25, 2003

First Named Inventor

Thomas Veariel

Art Unit

1732

Examiner Name

Mark Eashoo

Attorney Docket Number

2003B103/2

**ENCLOSURES**

(Check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_
- ☐ Landscape Table on CD

- ☐ After Allowance Communication to TC
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):

Transmittal of IDS Statement, Form 1449 with (11) References, Certificate of Mailing Express Mail and Return Postcard

Remarks

CUSTOMER NO.: 23455

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

ExxonMobil Chemical Company  
Law Technology

Signature

Printed name

David M. Weisberg

Date

August 11, 2006

Reg. No.

57,636

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the

Signature

Typed or printed name

Shannon M. Borom

Date

August 11, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.